

[(8) Betty Dick wishes to continue to occupy the property for the remainder of her life and has sought to enter into a new agreement with the National Park Service that would allow her to continue to occupy the property;

[(9) the National Park Service has not been willing to enter into a new agreement with Betty Dick and is demanding that she vacate the property by July 16, 2005;

[(10) since 1980, Betty Dick—

[(A) has consistently occupied the property described in section 5(b) as a summer residence;

[(B) has made the property available for community events; and

[(C) has been a good steward of the property;

[(11) Betty Dick's occupancy of the property has not—

[(A) been detrimental to the resources and values of Rocky Mountain National Park; or

[(B) created problems for the National Park Service or the public; and

[(12) under the circumstances, it is appropriate for Betty Dick to be allowed to continue her occupancy of the property described in section 5(b) for the remainder of her natural life under the terms and conditions applicable to her occupancy of the property since 1980.

SEC. 3. PURPOSE.

[(The purpose of this Act is to require the Secretary of the Interior to permit the continued occupancy and use of the property described in section 5(b) by Betty Dick for the remainder of her natural life.

SEC. 4. DEFINITIONS.

[(In this Act:

[(1) **AGREEMENT.**—The term “Agreement” means the agreement between the National Park Service and Fred Dick entitled “Settlement Agreement” and dated July 17, 1980.

[(2) **MAP.**—The term “map” means the map entitled “Betty Dick Residence and Barn” and dated January 2005.

[(3) **SECRETARY.**—The term “Secretary” means the Secretary of the Interior.

SEC. 5. RIGHT OF OCCUPANCY.

[(a) **IN GENERAL.**—The Secretary shall allow Betty Dick to continue to occupy and use the property described in subsection (b) for the remainder of the natural life of Betty Dick, subject to the requirements of this Act.

[(b) **DESCRIPTION OF PROPERTY.**—The property referred to in subsection (a) is the land and any improvements to the land within the boundaries of Rocky Mountain National Park identified on the map as “residence”, “occupancy area”, and “barn”.

[(c) **TERMS AND CONDITIONS.**—

[(1) **IN GENERAL.**—Except as provided in paragraph (2), the occupancy and use of the property identified in subsection (b) by Betty Dick shall be subject to the same terms and conditions specified in the Agreement.

[(2) **PAYMENT.**—In exchange for the continued use and occupancy of the property, Betty Dick shall annually pay to the Secretary an amount equal to $\frac{1}{25}$ of the amount specified in section 3(B) of the Agreement.

[(d) **EFFECT.**—Nothing in this Act—

[(1) allows the construction of any structure on the property described in subsection (b) not in existence on November 30, 2004; or

[(2) applies to the occupancy or use of the property described in subsection (b) by any person other than Betty Dick.]

SECTION 1. SHORT TITLE.

This Act may be cited as the “Betty Dick Residence Protection Act”.

SEC. 2. PURPOSE.

The purpose of this Act is to require the Secretary of the Interior to permit the continued occupancy and use of the property described in section 4(b) by Betty Dick for the remainder of her natural life.

SEC. 3. DEFINITIONS.

In this Act:

[(1) **AGREEMENT.**—The term “Agreement” means the agreement between the National Park Service and Fred Dick entitled “Settlement Agreement” and dated July 17, 1980.

[(2) **MAP.**—The term “map” means the map entitled “RMNP Land Occupancy” and dated September 2005, which identifies approximately 8 acres for the occupancy and use by the tenant.

[(3) **SECRETARY.**—The term “Secretary” means the Secretary of the Interior.

[(4) **TENANT.**—The term “tenant” means Betty Dick, widow of George Fredrick Dick, who held a 25-year reservation of occupancy and use at a property within the boundaries of Rocky Mountain National Park.

SEC. 4. RIGHT OF OCCUPANCY.

[(a) **IN GENERAL.**—The Secretary shall allow the tenant to continue to occupy and use the property described in subsection (b) for the remainder of the natural life of the tenant, subject to the requirements of this Act.

[(b) **DESCRIPTION OF PROPERTY.**—The property referred to in subsection (a) is the land and any improvements to the land within the boundaries of Rocky Mountain National Park identified on the map as “residence” and “occupancy area”.

[(c) **TERMS AND CONDITIONS.**—

[(1) **IN GENERAL.**—Except as otherwise provided in this Act, the occupancy and use of the property identified in subsection (b) by the tenant shall be subject to the same terms and conditions specified in the Agreement.

[(2) **PAYMENTS.**—

[(A) **IN GENERAL.**—In exchange for the continued occupancy and use of the property, the tenant shall annually pay to the Secretary an amount equal to $\frac{1}{25}$ of the amount specified in section 3(B) of the Agreement.

[(B) **ADVANCE PAYMENT REQUIRED.**—The annual payments required under subparagraph (A) shall be paid in advance by not later than May 1 of each year.

[(C) **DISPOSITION.**—Amounts received by the Secretary under this paragraph shall be—

[(i) deposited in a special account in the Treasury of the United States; and

[(ii) made available, without further appropriation, to the Rocky Mountain National Park until expended.

[(3) **PUBLIC ACCESS.**—The public shall have access to both banks of the main channel of the Colorado River.

[(d) **TERMINATION.**—The right of occupancy and use authorized under this Act—

[(1) shall not be extended to any individual other than the tenant; and

[(2) shall terminate—

[(A) on the death of the tenant;

[(B) if the tenant does not make a payment required under subsection (c)(2); or

[(C) if the tenant otherwise fails to comply with the terms of this Act.

[(e) **EFFECT.**—Nothing in this Act—

[(1) allows the construction of any structure on the property described in subsection (b) not in existence on November 30, 2004; or

[(2) applies to the occupancy or use of the property described in subsection (b) by any person other than the tenant.

The committee amendment in the nature of a substitute was agreed to.

The bill (S. 584), as amended, was read the third time and passed.

BENJAMIN FRANKLIN NATIONAL MEMORIAL COMMEMORATION ACT OF 2005

The bill (S. 652) to provide financial assistance for the rehabilitation of the Benjamin Franklin National Memorial in Philadelphia, Pennsylvania, and the development of an exhibit to commemorate the 300th anniversary of the birth of Benjamin Franklin, was read the third time and passed; as follows:

S. 652

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE.

This Act may be cited as the “Benjamin Franklin National Memorial Commemoration Act of 2005”.

SEC. 2. BENJAMIN FRANKLIN NATIONAL MEMORIAL.

The Secretary of the Interior may provide a grant to the Franklin Institute to—

(1) rehabilitate the Benjamin Franklin National Memorial (including the Franklin statue) in Philadelphia, Pennsylvania; and

(2) develop an interpretive exhibit relating to Benjamin Franklin, to be displayed at a museum adjacent to the Benjamin Franklin National Memorial.

SEC. 3. AUTHORIZATION OF APPROPRIATIONS.

(a) **IN GENERAL.**—There is authorized to be appropriated to carry out this Act \$10,000,000.

(b) **REQUIRED MATCH.**—The Secretary of the Interior shall require the Franklin Institute to match any amounts provided to the Franklin Institute under this Act.

RURAL WATER SUPPLY ACT OF 2005

The Senate proceeded to consider the bill (S. 895) to direct the Secretary of the Interior to establish a rural water supply program in the Reclamation States to provide a clean, safe, affordable, and reliable water supply to rural residents, which had been reported from the Committee on Energy and Natural Resources, with an amendment, as follows:

[Strike the parts shown in black brackets and insert the parts shown in italic.]

S. 895

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

[SECTION 1. SHORT TITLE; TABLE OF CONTENTS.]

[(a) **SHORT TITLE.**—This Act may be cited as the “Rural Water Supply Act of 2005”.

[(b) **TABLE OF CONTENTS.**—The table of contents of this Act is as follows:

[Sec. 1. Short title; table of contents.

[**TITLE I—RECLAMATION RURAL WATER SUPPLY ACT OF 2005**

[Sec. 101. Short title.

[Sec. 102. Definitions.

[Sec. 103. Rural water supply program.

[Sec. 104. Rural water programs assessment.

[Sec. 105. Appraisal investigations.

[Sec. 106. Feasibility studies.

[Sec. 107. Miscellaneous.

[Sec. 108. Authorization of appropriations.

[**TITLE II—TWENTY-FIRST CENTURY WATER WORKS ACT**

[Sec. 201. Short title.

[Sec. 202. Definitions.

[Sec. 203. Project eligibility.

[Sec. 204. Loan guarantees.

[Sec. 205. Operations, maintenance, and replacement costs.

[Sec. 206. Title to newly constructed facilities.

[Sec. 207. Water rights.

[Sec. 208. Interagency coordination and cooperation.

[Sec. 209. Authorization of appropriations.

[**TITLE I—RECLAMATION RURAL WATER SUPPLY ACT OF 2005**

[**SEC. 101. SHORT TITLE.**

[This title may be cited as the “Reclamation Rural Water Supply Act of 2005”.]